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*Attorneys for Defendant*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

MASON TENDERS DISTRICT COUNCIL  
WELFARE FUND, PENSION FUND,  
ANNUITY FUND and TRAINING PROGRAM  
FUND, and JOHN J. VIRGA, in his fiduciary  
capacity as Director,

Plaintiffs,

-against-

CHAMPION CONSTRUCTION CORP.,

Defendant.

No. 07-Civ. 3931 (CM)(KNF)

**AFFIDAVIT OF SERVICE**

STATE OF NEW YORK     )  
  )     s.s.  
COUNTY OF NEW YORK    )

MICHAEL J. D'ANGELO, being duly sworn, deposes and says:

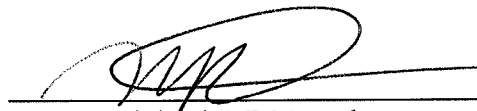
That deponent is not a party to this action, is over eighteen years of age and resides in Massapequa, New York. That on the 30<sup>th</sup> July, 2007 deponent served the within:

Answer and 7.1 Statement

upon:

Michael Adler, Esq.  
Gorlick, Kravitz & Listhaus, P.C.  
17 State Street  
New York, New York 10004

the address designated by said party for that purpose by depositing a true copy of same enclosed in a post-paid properly addressed wrapper, in an official depository under the exclusive care and custody of United States Postal Service within New York State.

  
Michael J. D'Angelo

Sworn to before me this  
30<sup>th</sup> day of July, 2007

  
Notary Public

**Susan E. Gempler**  
**Notary Public State of New York**  
**Qualified in New York County**  
**Reg. No. 01GE6164360**  
**Commission Expires** 4/16/2011